

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

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In the Matter of:

THE APPLICATION OF HENRY H. MESSER, )  
229 WESTMINISTER STREET, PRESTONS- )  
BURG, KENTUCKY, TO DEVIATE FROM )  
COMMISSION REGULATION 807 KAR 5:026, ) CASE NO. 8640  
SECTION 6, SUBSECTION 6 )

O R D E R

On September 1, 1982, Henry H. Messer, 229 Westminister Street, Prestonsburg, Kentucky, filed a letter with the Commission requesting authority to use 1 1/4 inch plastic pipe in the construction of a service line to his residence from a line of the Kentucky West Virginia Gas Company.

The Commission will treat this letter as an application requesting authority to deviate from the provisions of Commission Regulation 807 KAR 5:026, Section 6, Subsection 6.

A member of the Commission staff inspected the proposed location of the service line and found that it would be possible to bury the line to a sufficient depth to prevent damage to same by various digging activities and recommended the granting of the requested authority.

The Commission, having considered the application and all evidence of record and being fully advised, is of the opinion and finds that:

1. A hearing to consider the merits of the application will not be necessary.

2. Mr. Messer should be granted permission to use 1 1/4 inch plastic pipe in lieu of black steel pipe provided the pipe is of an approved type and the entire service line is buried a minimum of 36 inches.

3. The completed service line installation should be inspected by Commission staff members prior to the filling of the ditch.

4. Mr. Messer should notify the Commission when construction is sufficiently completed to allow for the above inspection.

5. The plastic pipe should be installed by persons who qualify under the requirements of 49 CFR 192.285.

6. This service line should be used only to serve one dwelling as required by state law.

7. Mr. Messer should meet all other requirements of Public Service Commission Regulation 807 KAR 5:026, Section 6, in his installations.

IT IS THEREFORE ORDERED that Henry H. Messer be and he hereby is granted authority to deviate from Public Service Commission Regulation 807 KAR 5:026, Section 6, Subsection 6, and install 1 1/4 inch plastic pipe of an approved type for his service line, said pipe to be buried a minimum of 36 inches.

IT IS FURTHER ORDERED that Henry H. Messer shall notify the Commission when construction is sufficiently completed to allow for the inspection and approval of the line by the Division

of Utility Engineering and Services of the Public Service Commission before service is rendered.

Done at Frankfort, Kentucky, this 12th day of October,  
1982.

PUBLIC SERVICE COMMISSION

\_\_\_\_\_  
Chairman

*Katharine Bondall*  
\_\_\_\_\_  
Vice Chairman

*Jim Carver*  
\_\_\_\_\_  
Commissioner

ATTEST:

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Secretary